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CENTRAL INTELLIGENCE AGENCY

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Dziennik Ustaw.

SPECIAL POLISH COMMISSION TO HANDLE ECONOMIC SABOTAGE

The text of the decree issued by the Council of Ministers, Republic of Poland, concerning the creation and sphere of authority of the Special Commission for Handling Economic Abuses and Economic Sabotage, dated 16 November 1945 and amended by the law of 20 July 1950 is given below. This text contains all changes which went into effect before its publication.

Article 1.

The Special Commission for Handling Economic Abuses and Economic Sabotage, hereinafter called the Special Commission is being created to judge and to pronounce sentence in cases involving crimes or offenses against the state economy -misappropriation of public funds or property, corruption, bribery, speculation, and the creation of panic to harm the interests of the working masses.

Article 2.

- The Special Commission shall consist of a chairman, an assistant chairman, and members.
- The People's Council shall appoint or dismiss the chairman, assistant chairman, and members.

Article 3.

Agencies of the Special Commission shall operate in the presidiums of the wojewodztwo people's councils and in the presidiums of the people's councils of the City of Warsaw and the City of Lodz.

Article 4.

An agency of the Special Commission shall be appointed or dismissed by the wojewodztwo presidium of the people's council and in Warsaw and Lodz by the respective presidiums of the people's council in agreement with the chairman of the Special Commission.

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Article 5.

- 1. The Special Commission and its agencies shall pronounce sentences on the recommendation of the prosecutor.
- 2. The Special Commission or its agency must have a quorum of three members to pronounce sentences.

Article 6.

The Special Commission or its agency may, on the recommendation of the prosecutor, also promounce sentence in cases of aversion to work or activities which might cause economic damage.

Article 7.

- 1. The Special Commission or its agency may impose the following sentences:
- a. A sentence of not more than 2 years in a labor camp or a fine of not more than 5 million zlotys or both.
- b. Forfeiture of merchandise involved in the crime; forfeiture of equipment of an enterprise which is the property of the transgressor; forfeiture of property acquired through the crime, directly or indirectly, and now held by the transgressor, or equipment used or intended for use in the perpetration of the crime.
- c. Closing of the enterprise, loss of commercial license, and the right to occupy the premises.
- d. Expulsion of the transgressor from the wojewodztwo in which he has resided for a period of not more than 5 years.
- 2. The Special Commission or its agency may, if a fine is not collectible, substitute a term in the labor camp of not more than 2 years in addition to the usual term at hard labor.
- 3. Abetting in the violation of stipulation "d" in Paragraph one of Article 7 shall be punishable by a sentence of not more than 2 years in a labor camp.

Article 8.

The Special Commission or its agency may include all or part of the period of imprisonment pending trial as part of the period of the sentence.

Article 9.

The transgressor shall not be permitted the service of an attorney in the proceedings against him.

Article 10.

The decisions of the Special Commission or its agency shall be executed by the prosecutor.

Article 11.

1. Decisions of the Special Commission and its agencies shall be final without recourse to law.

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- 2. The Special Commission may, in its supervisory capacity, reverse a decision of its deputation or reserve certain cases for its own exclusive handling.
- 3. On the recommendation of the Public Prosecutor of the Republic of Poland, the Special Commission may, in a larger quorum appointed by its chairman, reverse its own decision made in accordance with Paragraph 2 of Article 5.
- 4. The Public Prosecutor may, in agreement with the Chairman of the Special Commission and in accordance with regulations governing criminal procedure, commute a sentence before its expiration, suspend a sentence, or defer its execution. In case of commutation, however, at least one third of the sentence must have been served.

Article 12.

- 1. The budget of the Special Commission shall be included in the budget of the State Council.
- 2. The internal organization of the Special Commission and its procedures shall be established by the State Council.

Article 13.

The Chairman of the Council of Ministers and the Ministers of Justice, National Defense, and Public Safety are charged with the execution of this decree, each in his own sphere of authority.

Article 14.

This decree shall become effective upon its publication.

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